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9 *Attorneys for Defendant Banco Santander, S.A.*

10
 11 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

12 CMB INFRASTRUCTURE GROUP IX, LP,
 a California limited partnership; CMB
 13 INFRASTRUCTURE GROUP XI, LP, a
 California limited partnership; CMB
 14 EXPORT, LLC, a Texas limited liability
 company,

15 Plaintiffs,

16 vs.

17 COBRA ENERGY INVESTMENT
 FINANCE, INC., a Delaware corporation,
 18 COBRA ENERGY INVESTMENT, LLC, a
 Delaware corporation, COBRA
 19 INDUSTRIAL SERVICES, INC., a Delaware
 corporation, COBRA THERMOSOLAR
 20 PLANTS, INC., a Nevada corporation,
 COBRA INSTALACIONES Y SERVICIOS
 21 S.A., a Spanish corporation, ACS
 SERVICIOS COMUNICACIONES Y
 22 ENERGIA, S.L., a Spanish corporation,
 BANCO SANTANDER, S.A., a Spanish
 23 Corporation, TONOPAH SOLAR ENERGY,
 LLC, a Delaware limited liability company,
 24 and DOES I through 50, inclusive,

25 Defendants.

26 Case No. 2:21-cv-00214-CDS-DJA

27 **UNOPPOSED JOINT MOTION FOR**
ORDER REQUESTING STAY OF
JURISDICTIONAL DISCOVERY AS TO
DEFENDANT BANCO SANTANDER,
 S.A.

28 **[THIRD REQUEST]**

1 Plaintiffs CMB Infrastructure Investment Group IX, LP, CMB Infrastructure Investment
2 Group XI, LP, and CMB Export, LLC (collectively, “Plaintiffs”), by and through their attorneys of
3 record, and Defendant Banco Santander, S.A. (“Santander”), by and through its respective attorneys
4 of record, hereby stipulate as follows:

5 1. On November 15, 2021, this Court issued an Order Denying Motion to Remand;
6 Resolving Motions to Dismiss; Granting in Part and Denying as Moot in Part Request for
7 Jurisdictional Discovery; Granting Motion to Compel Arbitration; and Staying Case (hereinafter,
8 “November 15 Order”) (ECF Doc. No. 70);

9 2. The November 15 Order granted Defendants’ motion to compel arbitration and
10 stayed the remainder of this case, except to permit limited jurisdictional discovery as to Santander;

11 3. The November 15 Order directed Plaintiffs and Santander to meet and confer on the
12 length and scope of limited jurisdictional discovery as to Defendant Santander and file a proposed
13 scheduling order within ten days of the November 15 Order;

14 4. On November 24, 2021, Plaintiffs and Santander filed a joint stipulation proposing
15 a stay of jurisdictional discovery as to Santander for six months;

16 5. On November 29, 2021, the Court so ordered the parties’ stipulation staying
17 jurisdictional discovery as to Santander until May 24, 2022;

18 6. On February 4, 2022, Plaintiffs commenced an ICC arbitration against Defendants
19 Cobra Energy Investment Finance, Inc., Cobra Energy Investment, LLC, Cobra Industrial Services,
20 Inc., Cobra Thermosolar Plants, Inc., Cobra Instalaciones y Sevicios S.A., Servicios
21 Comunicaciones y Energia, S.L. and Tonopah Solar Energy, LLC, which is still proceeding;

22 7. On May 24, 2022, Plaintiffs and Santander filed a joint stipulation proposing a stay
23 of jurisdictional discovery as to Santander for six months;

24 8. On May 25, 2022, the Court so ordered the parties’ stipulation staying jurisdictional
25 discovery as to Santander until November 23, 2022;

26 9. In light of the pending ICC arbitration, Plaintiffs and Santander have agreed to a
27 further stay of any limited jurisdictional discovery as to Defendant Santander;

28 10. THEREFORE, Plaintiffs and Santander stipulate that:

- 1 a. Jurisdictional discovery as to Santander shall be stayed for an additional six
 2 months, until at least May 23, 2023; and
 3 b. On or before May 23, 2023, Plaintiffs and Santander shall submit a proposed
 4 scheduling order governing limited jurisdictional discovery as to Defendant
 5 Santander.

6 This is the Parties' third request for a stay of limited jurisdictional discovery as to Defendant
 7 Santander, and is made before the expiration of any discovery schedule in this action. This
 8 Stipulation is made in good faith and is not intended for purposes of delay.

9 Dated this 23rd day of November 2022.

10 LEWIS BRISBOIS
 11 BISGAARD & SMITH LLP

12 */s/ John S. Poulos*

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 26 EXPORT, LLC

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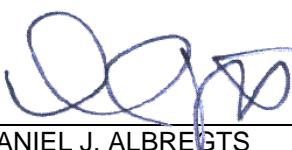
29 */s/ J Christopher Jorgensen*

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 37 BANCO SANTANDER, S.A.

38 **ORDER**

39 IT IS SO ORDERED.



40 DANIEL J. ALBREGTS
 41 UNITED STATES MAGISTRATE JUDGE

42 DATED: 11/28/2022

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of November 2022, I caused a true and accurate copy of the foregoing document entitled **UNOPPOSED JOINT MOTION FOR ORDER REQUESTING STAY OF JURISDICTIONAL DISCOVERY AS TO DEFENDANT BANCO SANTANDER, S.A.** to be filed with the Clerk of the Court via the CM/ECF system, which will send an electronic copy to all interested parties.

/s/ Annette Jaramillo
An employee of Lewis Roca
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